

CITY OF TIGARD, OREGON
TIGARD CITY COUNCIL
RESOLUTION NO. 07-42

A RESOLUTION AUTHORIZING THE CITY OF TIGARD'S REPRESENTATIVE TO THE INTERGOVERNMENTAL WATER BOARD TO VOTE ON AND APPROVE THE FIRST AMENDMENTS TO THE INTERGOVERNMENTAL AGREEMENT DATED 12/28/1993 FOR THE CITY OF KING CITY, AND 12/23/1993 FOR THE TIGARD WATER DISTRICT, AND APPROVE THE SECOND AMENDMENT TO THE CITY OF DURHAM INTERGOVERNMENTAL AGREEMENT DATED 12/23/1993, TO EXECUTE THE TENANTS IN COMMON AGREEMENTS FOR THE WATER BUILDING PROPERTY AND THE CANTERBURY PROPERTY, AND TO EXECUTE THE BARGAIN AND SALE DEEDS FOR THE CANTERBURY PROPERTY AND WATER BUILDING PROPERTY FROM TIGARD WATER DISTRICT TO INTERGOVERNMENTAL WATER BOARD MEMBER JURISDICTIONS AS TENANTS IN COMMON.

WHEREAS, in December 1993 the City of Tigard, City of King City, and the City of Durham withdrew from the original Tigard Water District; and

WHEREAS, a remnant of the Tigard Water District, now only representing portions of the unincorporated area to the west and south of Tigard, along with the City of Tigard, City of King City, and the City of Durham formed the Intergovernmental Water Board and entered into an Intergovernmental Agreement for the delivery of water service in December 1993; and

WHEREAS, the Tigard Water District is currently the owner of record of the Canterbury Property located at 10310 SW Canterbury Lane in Tigard, Oregon, and of the Water Building at 8777 SW Burnham Street in Tigard, Oregon; and

WHEREAS, the Intergovernmental Water Board has determined the need to amend the Intergovernmental Agreement in order to implement recent Board decisions; and

WHEREAS, based on the December 1993 Intergovernmental Agreement, the Intergovernmental Water Board has agreed to take ownership of the Water Building Property and the Canterbury Property as Tenants In Common; and

WHEREAS, the City of Tigard as a member of the Intergovernmental Water Board must vote on and approve the amendment to the Intergovernmental Agreement, vote to execute the Bargain and Sale Deeds to the Canterbury Property and the Water Building Property, and to execute the Tenants In Common Agreements for the Water Building Property and Canterbury Property.

NOW, THEREFORE, BE IT RESOLVED by the Tigard City Council that:

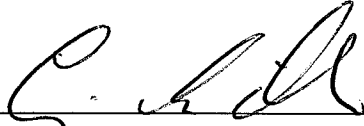
SECTION 1: The City Council approves the amendments to the Intergovernmental Agreement and authorizes its representative to the Intergovernmental Water Board to vote for and execute the approval of the City of Durham, City of King City, and Tigard Water District amendments to the Intergovernmental Agreement.

SECTION 2: The City Council authorizes its representative to the Intergovernmental Water Board to execute the Bargain and Sale Deeds transferring ownership of the Canterbury Property and the Water Building Property to the Intergovernmental Water Board as Tenants In Common.

SECTION 3: The City Council authorizes its representative to the Intergovernmental Water Board to execute the Tenants In Common Agreements for the Water Building Property and the Canterbury Property.

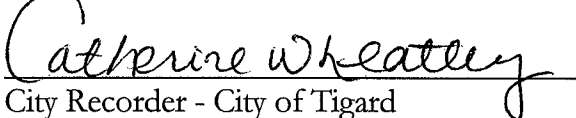
SECTION 4: This resolution is effective immediately upon passage.

PASSED: This 26th day of June 2007.



Mayor - City of Tigard

ATTEST:



City Recorder - City of Tigard